

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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**FEDERAL HOME LOAN MORTGAGE
CORPORATION, WELLS FARGO BANK,
N.A.,**

Case No. 2:16-CV-2664 JCM (PAL)

ORDER

Plaintiff(s),

V.

T-SHACK, INC., et al.,

Defendant(s).

Presently before the court is defendant T-Shack, Inc.’s demand for security of costs against plaintiffs Federal Home Loan Mortgage Corporation (“Freddie Mac”) and Wells Fargo Bank, N.A. (ECF No. 8).

“When a plaintiff in an action resides out of the State, or is a foreign corporation, security for the costs and charges which may be awarded against such plaintiff may be required by the defendant” NRS 18.130. Further, “[i]t is the policy of the United States District Court for the District of Nevada to enforce the requirements of NRS 18.130 in diversity actions.” *Feagins v. Trump Org.*, 2012 WL 925027 (D. Nev. 2012) (citing *Hamar v. Hyatt Corp.*, 98 F.R.D. 305, 305–6 (D. Nev. 1983); *Arrambide v. St. Mary’s Hosp., Inc.*, 647 F.Supp. 1148, 1149 (D. Nev. 1986)).

In their complaint, plaintiffs allege that “Wells Fargo is a citizen of South Dakota and no other domestic state” and that “Freddie Mac is located at 8200 Jones Branch Drive in McLean, Virginia.” (ECF No. 1 at 2). There is no indication that either plaintiff is a resident of Nevada or is otherwise not a foreign corporation. (*Id.*).

1 This court finds that defendant properly invokes NRS 18.130. Pursuant to that statute, each
2 plaintiff is to deposit \$500.00 with the clerk of court for “costs and charges as may be awarded”
3 in this case. NRS 18.130.

4 Accordingly,

5 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant’s demand for
6 security costs, (ECF No. 8) be, and the same hereby is, GRANTED.

7 IT IS FURTHER ORDERED that plaintiffs Federal Home Loan Mortgage Corporation
8 and Wells Fargo Bank, N.A. shall each post a cost bond in the amount of \$500.00 or make a cash
9 deposit of \$500.00 as to T-Shack, Inc. within seven (7) days of the entry of this order.

10 DATED February 21, 2017.

11 
12 UNITED STATES DISTRICT JUDGE

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